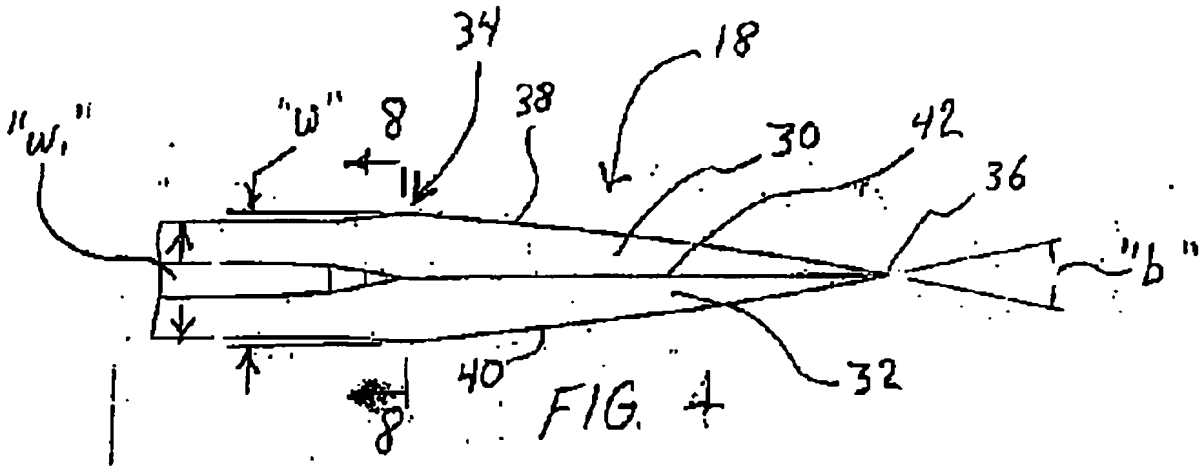


### **REMARKS**

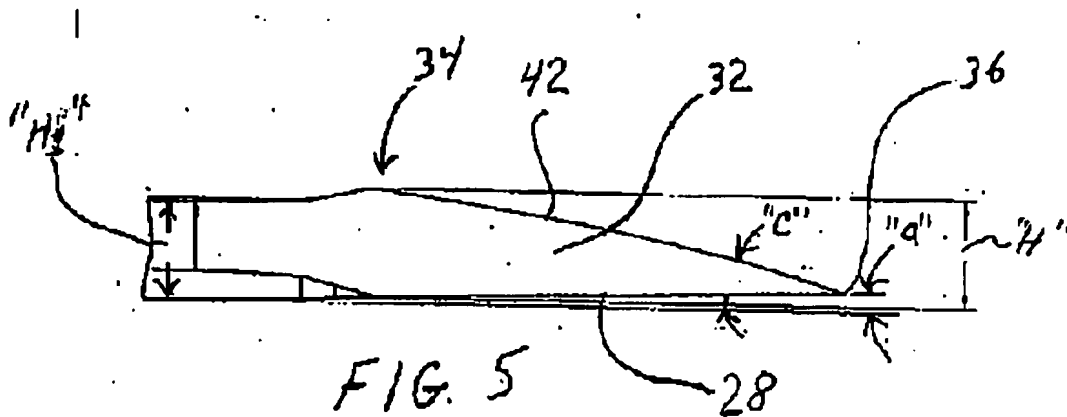
The above referenced application has been reviewed in light of the non-final Office Action mailed August 26, 2009. Claims 1-9, 12, 14, 15, 20-22, 24 and 25 are currently pending in this application with Claims 1 and 12 being in independent form. By the present amendment, Claims 1, 12, and 14 have been amended, and claim 13 has been canceled. In view of the remarks to follow, allowance of this application is respectfully requested.

Claims 1-9, 12-15, and 20-25 were rejected under 35 U.S.C. §112 for not providing sufficient antecedent basis for the limitation “the x-dimension” in the claim. Independent Claims 1 and 12 have been amended herein to differentiate x-dimensions “ $x_i$ ” and “ $x_l$ ”. Accordingly, Claims 1 and 12 have been amended to recite, *inter alia*, “the enlarged transition portion defines a z-dimension “ $z_i$ ” and an x-dimension “ $x_i$ ”, “ $x_i$ ” being greater than a corresponding x-dimension “ $x_l$ ” of the central shaft, wherein the z-dimension “ $z_i$ ” is defined as being transversely perpendicular to the central longitudinal y-axis and extending between a first cutting edge and a second cutting edge, and wherein the x-dimension “ $x_i$ ” is defined as being offset 90° from the z-dimension “ $z_i$ ” and extending between a third cutting edge and a surface portion between the first cutting edge and the second cutting edge.”

As shown in FIG. 4, the z-dimension relates to the width “w” and extends between a first cutting edge 38 and a second cutting edge 40.



As shown in FIG. 5, the x-dimension relates to the height "H" and extends between a third cutting edge 42 and a surface portion 28 between the first cutting edge 38 and the second cutting edge 40 (FIG. 4 illustrates the cutting edges 38 and 40). More particularly, "x<sub>1</sub>" is the height of the transition portion 34, and "x<sub>2</sub>" is the height of the central shaft.



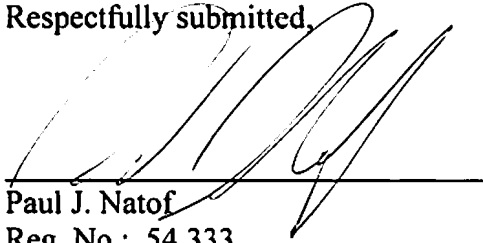
In view of the foregoing, it is respectfully submitted that the rejection under 35 U.S.C. §112, first paragraph, of Claims 1 and 12, as well as Claims 2-9, 22, and 24 which depend from Claim 1, and Claims 14, 15, 20, 21, and 25 which depend from Claim 12, has been overcome and should be withdrawn.

In the Office Action, Claims 12-15, 20, 21, and 25 were rejected under 35 U.S.C. §112, first paragraph, for failing to comply with the enablement requirement. The Office Action states that the language of Claims 12 and 13 are unclear. Applicants have amended Claim 12 in a manner which will overcome this rejection. Additionally, Applicants have canceled Claim 13. Accordingly, withdrawal of the rejection of Claim 12 under U.S.C. §112, first paragraph, is respectfully requested. Since Claims 14, 15, 20, 21 and 25 depend from Claim 12, Applicants also respectfully request allowance of Claims 14, 15, 20, 21 and 25.

In view of the foregoing amendments and remarks, Applicants submit that all of the claims are in proper format and are patentably distinct from the references of record and are in condition for allowance. The Examiner is invited to contact the undersigned Attorney at the telephone number listed below with any questions concerning this application.

Please charge any deficiency as well as any other fee(s) that may become due under 37 C.F.R. § 1.16 and/or 1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s), to Deposit Account No. 21-0550.

Respectfully submitted,



Paul J. Natof  
Reg. No.: 54,333  
Attorney for Applicants

**Carter, DeLuca, Farrell & Schmidt, LLP**  
445 Broad Hollow Road - Suite 420  
Melville, New York 11747  
Tel.: (631) 501-5700  
Fax: (631) 501-3526

**Mailing Address:**  
Covidien  
60 Middletown Avenue  
North Haven, CT 06473